

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE PROMULGATION: DMR Regulation 95.04 R3, Closed Area No. 44-A, Broad Cove and Somes Harbor, Mount Desert.

TEXT OF RULE: DMR Regulation 95.04 R3, Closed Area No. 44-A, Broad Cove and Somes Harbor, Mount Desert.

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Mount Desert, Hancock County from the following two areas:

1. Inside (westerly) of a line beginning at Mason Point traveling southeast to the southwestern tip of Bar Island, thence southerly approximately 2,200 yards to a red painted post on an unnamed point of land just south of the Somes Sound View Campground, located on the western shore of Somes Sound.

AND

2. Inside (northerly) of a line between Mason Point and Squantum Point, Somes Harbor.

EXCEPTION: Shellfish may be harvested from October 1 to April 30 in the above-described part 2, Somes Harbor.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: November 7, 2000

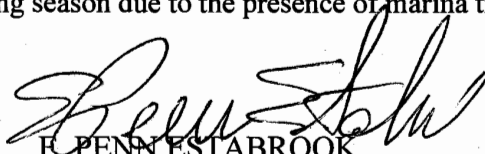
AGENCY CONTACT PERSON: Amy M. Fitzpatrick
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West Boothbay, ME 04575

BANGOR DAILY NEWS
November 10, 2000

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources enacts emergency DMR Regulation 95.04 R3, Closed Area No. 44-A, Broad Cove and Somes Harbor, Mount Desert, which closes the shores, flats, and waters of Broad Cove and Somes Harbor.

Department personnel have sampled and surveyed the area and determined that the Broad Cove area must remain closed year round due to the presence of a sewage treatment plant outfall and the Somes Harbor area must be closed only during the summer boating season due to the presence of marina traffic.


E. PENN ESTABROOK
DEPUTY COMMISSIONER

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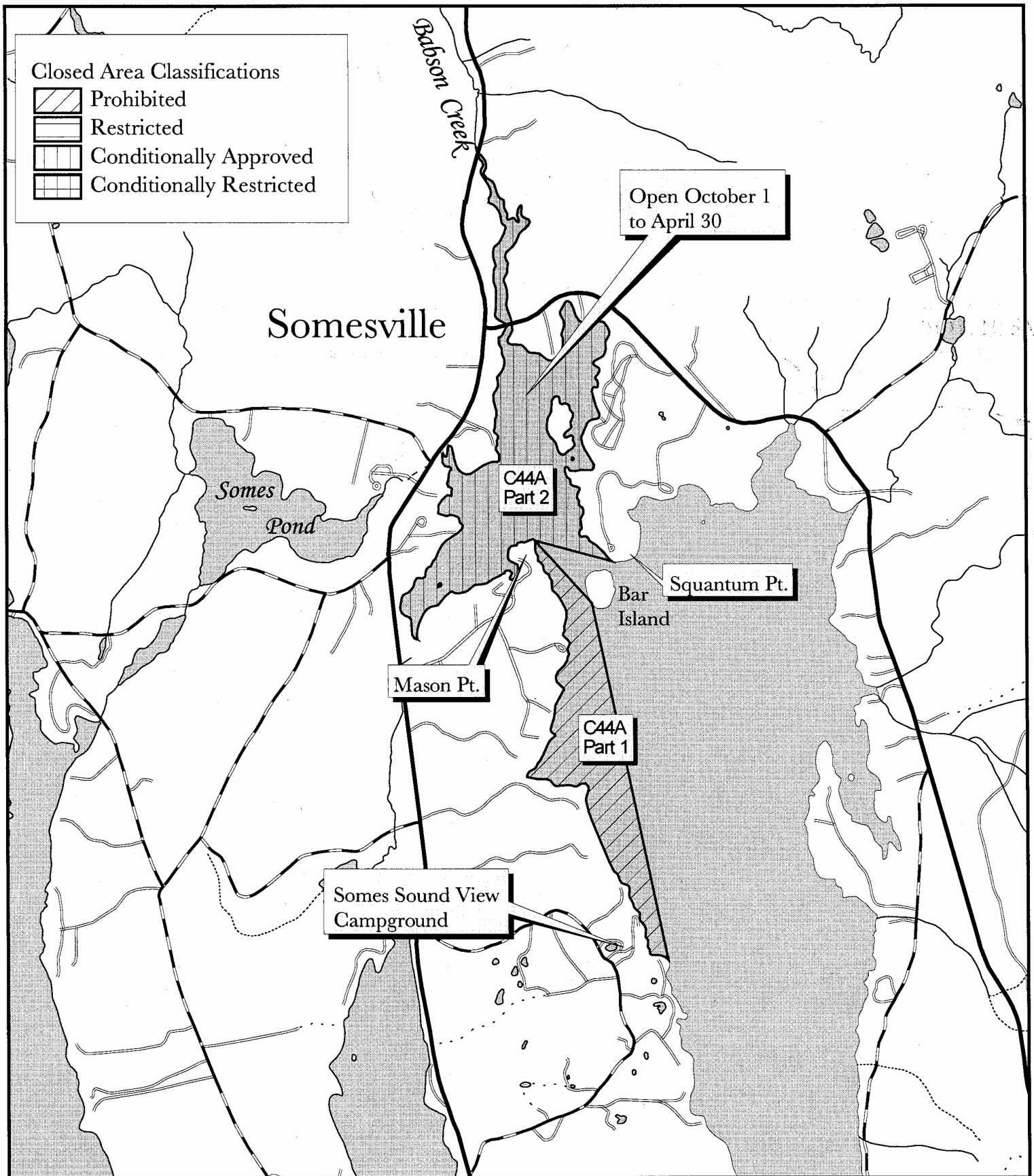


Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

For: Mount Desert

C44A - Broad Cove and Somes Harbor



- Closed Area Classifications
- Prohibited
 - Restricted
 - Conditionally Approved
 - Conditionally Restricted

Open October 1
to April 30

Somesville

Somes
Pond

C44A
Part 2

Mason Pt.

C44A
Part 1

Bar
Island

Squantum Pt.

Somes Sound View
Campground

900 0 900 1800 Yards